

In the High Court of Judicature at Patna
Cr. Misc. No.23878 of 2008
**Kaminder Yadav @ Kamender Yadav @
Kamendra Prasad Vrs. The State of Bihar**

/2/ **04.07.2008** Heard the counsel for the petitioner and the State.

2. Petitioner is not named in the first information report. During investigation, one of the witnesses made statement regarding his presence, but that has been falsified in the evidence of eye witness during trial in connection with the case.

3. Considering the facts, the prayer for anticipatory bail on behalf of the petitioner, Kaminder Yadav @ Kamender Yadav @ Kamendra Prasad, is **allowed**. He is directed to be released on anticipatory bail, in case of his surrender before the Court concerned within four weeks from today, on furnishing bail bond of Rs.10,000/- (rupees ten thousand) with two sureties of the like amount each in connection with Atri P.S. Case No. 36 of 2004 to the satisfaction of the Chief Judicial Magistrate, Gaya, subject to the condition laid down under Section 438(2) of the Criminal Procedure Code.

(**Mridula Mishra, J.)**

Cp:3/S.A.